

IN THE SUPREME COURT OF THE STATE OF MONTANA

No. DA 10-0176

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

JEFFERY ALLEN WEER,

Defendant and Appellant,

v.

STATE OF MONTANA

Plaintiff and Appellee.

FILED

AUG 11 2010

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

**PETITION TO PERMIT STUDENT PRACTICE
UNDER THE MONTANA STUDENT PRACTICE RULE**

Pursuant to the Montana Student Practice Rule (Rule), the State of Montana, by and through the undersigned counsel for the Montana Attorney General's Office, respectfully requests this Court allow Ms. Katie Guffin to practice before this Court in the above-entitled case, subject to the restrictions of the Rule. As grounds for this Petition, the undersigned submits supporting documents, attached herein, and states:

1. I am an attorney admitted to practice in this Court and am the attorney of record for the Appellee State of Montana in the above-entitled case.
2. I am requesting Ms. Katie Guffin, of Missoula, Montana, be permitted to appear and practice in this case pursuant to the Rule. See Rule § II. B. (student appearance in criminal matter on behalf of the state), § II. E. 2. (preparation of

briefs to be filed in appellate courts), and § II. F. (participation in oral argument in Supreme Court).

3. I certify that Ms. Guffin:

- a. is duly enrolled at the University of Montana School of Law, a law school approved by the American Bar Association;
- b. has completed her second year of law school and thus has completed legal studies amounting to at least two-thirds (2/3) of the total credit hours required for graduation;
- c. has been certified by the dean of the law school as being of good character and competent legal ability and as being adequately trained to perform as a legal intern (Dean's Certificate, attached); and
- d. has certified in writing that she has read and is familiar with and will abide by the Montana Rules of Professional Conduct. (Student Certificate, attached).

4. I will assist and counsel Ms. Guffin in all work performed in this case.

5. I accept full personal and professional responsibility for my case and for all of the student's work.


6. I will ensure that at least one supervising attorney signs all written submissions in which the student participates.

7. I will ensure that at least one supervising attorney is present in person throughout the student's presentations in open court and will introduce Ms. Guffin in such appearances.

8. I have explained to Missoula Deputy County Attorney Jason Marks, who handled the State's case in the trial court, the terms under which Ms. Guffin will participate in this case, and Mr. Marks has indicated his approval.

Respectfully submitted this 11th day of August, 2010.

STEVE BULLOCK
Montana Attorney General
215 North Sanders
P.O. Box 201401
Helena, MT 59620-1401

By: 
C. MARK FOWLER
Assistant Attorney General

CERTIFICATE OF SERVICE

I hereby certify that I caused a true and accurate copy of the foregoing
Petition to Permit Student Practice Under the Montana Student Practice Rule to be
mailed to:

Mr. Jeffrey T. Renz
Clinical Professor of Law
School of Law
University of Montana
Missoula, MT 59812

Mr. Jason Marks
Deputy Missoula County Attorney
County Courthouse
200 West Broadway
Missoula, MT 59802

DATED 8-11-10